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Reporting Category

Category	Subcategory	Situation	Victim/Offender Armed?	Weapon Types	Weapon Other	Weapon Recovered?	Deceased?
05B EXCESSIVE FORCE / ON DUTY - NO INJURY	CLOSED HAND STRIKE (PUNCH)	-	-	-	-	-	-

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Log No: 1038683 Type:CR

Accused Members

Review	Name	Status	Accused Overall Finding	Recommended Penalty	No. of Days	Date/Time Served	Created Date	Complimentary History
View	DURAN, JOSE	CLOSED/FINAL	SUSTAINED	VIOLATION NOTED -	-	-	02-JUN-2011	View
View	CEJA, ANTHONY	CLOSED/FINAL	SUSTAINED	VIOLATION NOTED -	-	-	02-JUN-2011	View
View	Unknown	CLOSED/FINAL	NO AFFIDAVIT	-	-	-	01-NOV-2013	N/A

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Attachments

No. Type			Related Person	No. of Pages	Narrative	Original in File	Entered By	Entered Date/Time	Status	Approve Content?	Approve Inclusion?
View	1	FACE SHEET	N/A	-	-	-	DOUGLAS, KHRYSTL	AUG-06-2010 16:34	-	-	-
View	2	CONFLICT CERTIFICATION	N/A	-	-	-	WEBB, MAIRA	AUG-17-2010 16:14	-	-	-
View	3	CONFLICT CERTIFICATION	N/A	1	-	-	HOWARD, MIA	AUG-23-2010 11:42	APPROVED	-	YES
View	4	TO/FROM REPORT	N/A	1	TELEPHONE CONTACT- [REDACTED]	-	HOWARD, MIA	AUG-12-2010 13:27	APPROVED	-	YES
View	5	REPORT (OTHER)	N/A	1	CLEARMAP 2800 S SPAULDING AVE.	-	HOWARD, MIA	AUG-12-2010 13:28	APPROVED	-	YES
View	6	CHICAGO POLICE DEPARTMENT EVENT QUERY	N/A	1	EVENT# 1021812977	-	HOWARD, MIA	AUG-12-2010 13:28	APPROVED	-	YES
View	7	TO/FROM REPORT	N/A	2	REQUEST FOR IN-CAR VIDEO	-	HOWARD, MIA	AUG-12-2010 13:29	APPROVED	-	YES
View	8	ADDITIONAL INFORMATION	N/A	1	NOTE ABOUT VIDEO	-	HOWARD, MIA	AUG-23-2010 11:47	APPROVED	-	YES
View	9	VIDEO RECORDING	N/A	1	-	YES	WEBB, MAIRA	SEP-09-2010 12:36	APPROVED	-	YES
View	10	VIDEO RECORDING	N/A	1	In-Car Camera of Beat 1033	YES	WEBB, MAIRA	SEP-30-2011 11:08	APPROVED	-	YES

View	11	CANVASS SHEETS	N/A	3	-	-	HOWARD, MIA	AUG-23-2010 11:47	APPROVED -	YES
View	12	TO/FROM REPORT	N/A	1	P/V TO [REDACTED]	-	HOWARD, MIA	AUG-23-2010 11:48	APPROVED -	YES
View	13	REPORT (OTHER)	N/A	2	ARRESTEE NAME CHECK/ DISTRICT 10 ALL BEATS	-	HOWARD, MIA	AUG-23-2010 11:53	APPROVED -	YES
View	14	GPS DATA	N/A	1	-	-	HOWARD, MIA	AUG-23-2010 11:53	APPROVED -	YES
View	15	TO/FROM REPORT	N/A	1	ATTEMPTS TO INTERVIEW [REDACTED]	-	HOWARD, MIA	AUG-20-2010 15:46	APPROVED -	YES
View	16	CERTIFIED MAIL RECEIPT	N/A	1	-	YES	WEBB, MAIRA	SEP-08-2010 11:26	APPROVED -	YES
View	17	U.S.P.S. (USPS) TRACKING REPORT	N/A	1	-	YES	WEBB, MAIRA	SEP-08-2010 11:25	APPROVED -	YES
View	18	ATTENDANCE AND ASSIGNMENT RECORD	N/A	11	UNIT 010	-	HOWARD, MIA	NOV-30-2010 17:12	APPROVED -	YES
View	19	REPORT (OTHER)	N/A	2	CASE NAME CHECK REPORT	-	HOWARD, MIA	NOV-30-2010 17:13	APPROVED -	YES
View	20	REPORT (OTHER)	N/A	2	ARREST REPORT SEARCH PRINT	-	HOWARD, MIA	NOV-30-2010 17:13	APPROVED -	YES
View	21	P.C.A.D. (PCAD) REPORTS	N/A	2	UNIT# 1032	-	HOWARD, MIA	NOV-30-2010 17:17	APPROVED -	YES
View	22	P.C.A.D. (PCAD) REPORTS	N/A	2	UNIT# 1033	-	HOWARD, MIA	NOV-30-2010 17:18	APPROVED -	YES
View	23	REPORT (OTHER)	N/A	5	CONTACT CARD SEARCH	-	HOWARD, MIA	NOV-30-2010 17:20	APPROVED -	YES
View	24	TO/FROM REPORT	N/A	1	OFFICERS' INFORMATION	-	HOWARD, MIA	OCT-03-2011 12:54	APPROVED -	YES
View	25	ATTENDANCE AND ASSIGNMENT RECORD	N/A	6	UNIT 253 3RD WATCH	-	HOWARD, MIA	OCT-03-2011 12:55	APPROVED -	YES
View	26	CONTACT CARD	N/A	1	[REDACTED] &	-	HOWARD, MIA	OCT-03-2011 12:56	APPROVED -	YES
View	27	ADDITIONAL INFORMATION	N/A	1	REGARDING IN-CAR VIDEO	-	HOWARD, MIA	OCT-03-2011 12:57	APPROVED -	YES
View	28	REPORT (OTHER)	N/A	9	IN-CAR VIDEO SYSTEMS/ GENERAL INFORMATION	-	HOWARD, MIA	OCT-20-2011 10:16	APPROVED -	YES
View	29	NOTIFICATION OF CHARGES/ALLEGATIONS	N/A	1	PO CEJA #3161	-	HOWARD, MIA	OCT-20-2011 10:16	APPROVED -	YES
View	30	ADMINISTRATIVE PROCEEDINGS RIGHTS	N/A	1	PO CEJA #3161	YES	HOWARD, MIA	OCT-20-2011 10:17	APPROVED -	YES
View	31	WAIVER OF COUNSEL/REQUEST TO SECURE COUNSEL	N/A	1	PO CEJA #3161	-	HOWARD, MIA	OCT-20-2011 10:17	APPROVED -	YES
View	32	NOTIFICATION OF CHARGES/ALLEGATIONS	N/A	1	PO DURAN #13930	-	HOWARD, MIA	OCT-20-2011 10:18	APPROVED -	YES

View	33	ADMINISTRATIVE PROCEEDINGS RIGHTS	N/A	1	PO DURAN #13930	YES	HOWARD, MIA	OCT-20-2011 10:18	APPROVED -	YES
View	34	WAIVER OF COUNSEL/REQUEST TO SECURE COUNSEL	N/A	1	PO DURAN #13930	-	HOWARD, MIA	OCT-20-2011 10:19	APPROVED -	YES
View	35	NOTIFICATION OF CHARGES/ALLEGATIONS	N/A	1	PO CEJA #3161	-	HOWARD, MIA	OCT-20-2011 10:19	APPROVED -	YES
View	36	ADMINISTRATIVE PROCEEDINGS RIGHTS	N/A	1	PO CEJA #3161	YES	HOWARD, MIA	OCT-20-2011 10:20	APPROVED -	YES
View	37	WAIVER OF COUNSEL/REQUEST TO SECURE COUNSEL	N/A	1	PO CEJA #3161	-	HOWARD, MIA	OCT-20-2011 10:22	APPROVED -	YES
View	38	AUDIO INTERVIEW	N/A	1	PO Anthony Ceja	YES	WEBB, MAIRA	NOV-18-2011 13:49	APPROVED -	YES
View	39	STATEMENT OF POLICE OFFICER	N/A	30	PO CEJA	-	HOWARD, MIA	OCT-20-2011 12:55	APPROVED -	YES
View	40	NOTIFICATION OF CHARGES/ALLEGATIONS	N/A	1	PO DURAN #13930	-	HOWARD, MIA	OCT-20-2011 12:56	APPROVED -	YES
View	41	ADMINISTRATIVE PROCEEDINGS RIGHTS	N/A	1	PO DURAN #13930	YES	HOWARD, MIA	OCT-20-2011 12:56	APPROVED -	YES
View	42	WAIVER OF COUNSEL/REQUEST TO SECURE COUNSEL	N/A	1	PO DURAN #13930	-	HOWARD, MIA	OCT-20-2011 12:57	APPROVED -	YES
View	43	STATEMENT OF POLICE OFFICER	N/A	24	PO DURAN	-	HOWARD, MIA	OCT-20-2011 12:57	APPROVED -	YES
View	44	STATEMENT OF POLICE OFFICER	N/A	1	PO Duran Part 1	YES	WEBB, MAIRA	JUL-21-2011 16:42	APPROVED -	YES
View	45	STATEMENT OF POLICE OFFICER	N/A	1	PO Duran part 2	YES	WEBB, MAIRA	JUL-21-2011 16:44	APPROVED -	YES
View	46	INVESTIGATOR CASE LOG	N/A	3	-	YES	WEBB, MAIRA	NOV-22-2011 12:21	APPROVED -	YES
View	-	SUMMARY REPORT	N/A	10	Summary Report by Inv. Maira Webb	NO	ANDO, SCOTT	DEC-16-2013 19:21	APPROVED -	YES
View	-	REPORT (OTHER)	N/A	1	Sisciplinary Recommendation	NO	ANDO, SCOTT	DEC-16-2013 19:22	APPROVED -	YES
View	-	DISCIPLINARY HISTORY	N/A	1	-	NO	ANDO, SCOTT	DEC-16-2013 19:22	APPROVED -	YES

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Internal Use Only

No Internal Use Only attachments available.

Print Accused Appeal Forms

No Accused Appeal forms available for this Log No.

Related Incidents

☒ **TIP** Related Incidents listed below are for reference only. These may be viewed using the related application search screens.

No Related Incidents associated with this Log No.

Status History

☒ **TIP** Every employee included in the Status History is subject to be called for legal or administrative proceedings.

Resulting Status	Status Date/Time	Created By	Position	Employee No.	Assigned/ Detailed Unit	Comments
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CLOSED/FINAL	08-SEP-2014 11:54	MCGHEE, CYNTHIA	CLERK 3	████	113 / -	SYSTEM FAILED TO CLOSE
PENDING IMPLEMENT ACTION	05-MAR-2014 12:54	MCGHEE, CYNTHIA	CLERK 3	████	113 / -	-
PENDING IMPLEMENT ACTION	05-MAR-2014 12:53	MCGHEE, CYNTHIA	CLERK 3	████	113 / -	-
PENDING ACCUSED APPEAL	28-FEB-2014 15:53	ANDO, SCOTT	DEPUTY CHIEF ADMINISTRATOR	████	113 / -	-
PENDING CHIEF ADMINISTRATOR INCIDENT REVIEW	28-FEB-2014 15:51	ANDO, SCOTT	DEPUTY CHIEF ADMINISTRATOR	████	113 / -	-
PENDING C.O.P.A. COORDINATOR INCIDENT REVIEW	28-FEB-2014 13:21	MCGHEE, CYNTHIA	CLERK 3	████	113 / -	-
PENDING REVIEW AFTER COMMAND CHANNEL (C.O.P.A.)	27-FEB-2014 14:53	SKALA, JOSEPH	PO LEGAL OFF 2	████	121 / -	-
PENDING ADVOCATE REVIEW	27-FEB-2014 14:36	SKALA, JOSEPH	PO LEGAL OFF 2	████	121 / -	-
PENDING SUPERINTENDENT DECISION	15-FEB-2014 21:51	JOHNSON, EDDIE	DEP CHIEF	████	142 / 211	-
PENDING COMMAND CHANNEL REVIEW	13-JAN-2014 20:44	WYSINGER, ALFONZA	FIRST DEPUTY SUPT.	████	140 / -	-
PENDING COMMAND CHANNEL REVIEW	13-JAN-2014 12:10	SUSNIS, MAUREEN	SERGEANT OF POLICE	████	121 / -	-
PENDING ADVOCATE REVIEW	13-JAN-2014 12:09	SUSNIS, MAUREEN	SERGEANT OF POLICE	████	121 / -	-
PENDING COMMAND CHANNEL REVIEW	06-JAN-2014 15:12	CARTER, ERIC	DEP CHIEF	████	188 / -	-
PENDING COMMAND CHANNEL REVIEW	02-JAN-2014 12:34	WASHINGTON, ERIC	COMMANDER	████	189 / -	-
PENDING COMMAND CHANNEL REVIEW	25-DEC-2013 11:36	PENA, MARIA	COMMANDER	████	010 / -	-
PENDING COMMAND CHANNEL REVIEW	23-DEC-2013 11:39	SKALA, JOSEPH	PO LEGAL OFF 2	████	121 / -	-
PENDING ADVOCATE REVIEW	23-DEC-2013 07:45	LENIHAN, SUE	POLICE OFFICER	████	121 / -	-
PENDING REVIEW INCIDENT (I.A.D./DISTRICT USE)	19-DEC-2013 09:33	HAZBIC, AMRA	CLERK 3	████	113 / -	-
CLOSED AT C.O.P.A.	19-DEC-2013 09:28	HAZBIC, AMRA	CLERK 3	████	113 / -	-
PENDING REVIEW INCIDENT (C.O.P.A. USE ONLY)	16-DEC-2013 19:23	ANDO, SCOTT	DEPUTY CHIEF ADMINISTRATOR	████	113 / -	-
PENDING CHIEF ADMINISTRATOR REVIEW	16-DEC-2013 19:22	ANDO, SCOTT	DEPUTY CHIEF ADMINISTRATOR	████	113 / -	-
PENDING C.O.P.A. COORDINATOR REVIEW	15-NOV-2013 14:00	LERNER, ELIZABETH	SUPERVISING INV COPA	████	113 / -	-
PENDING C.O.P.A. COORDINATOR REVIEW	14-NOV-2013 16:00	DAVIS, LORENZO	SUPERVISING INV COPA	██	113 / -	-
PENDING INVESTIGATIVE REVIEW	01-NOV-2013 09:51	WEBB, MAIRA	INVESTIGATOR 2 COPA	████	113 / -	-
PENDING INVESTIGATION	24-OCT-2013 15:41	LERNER, ELIZABETH	SUPERVISING INV COPA	████	113 / -	-
PENDING C.O.P.A. COORDINATOR REVIEW	17-APR-2013 16:23	DAVIS, LORENZO	SUPERVISING INV COPA	██	113 / -	-
PENDING INVESTIGATIVE REVIEW	17-APR-2013 16:17	WEBB, MAIRA	INVESTIGATOR 2 COPA	████	113 / -	-
PENDING ADDITIONAL INVESTIGATION	18-DEC-2012 09:51	WEEDEN, WILLIAM	DEPUTY CHIEF ADMINISTRATOR	████	113 / -	Returning for mediation
PENDING C.O.P.A. COORDINATOR REVIEW	27-DEC-2011 09:10	DAVIS, LORENZO	SUPERVISING INV COPA	██	113 / -	-
PENDING INVESTIGATIVE REVIEW	08-DEC-2011 17:53	WEBB, MAIRA	INVESTIGATOR 2 COPA	████	113 / -	-
PENDING INVESTIGATION	10-AUG-2010 16:47	WEEDEN, WILLIAM	DEPUTY CHIEF ADMINISTRATOR	████	113 / -	-
PENDING ASSIGN INVESTIGATOR	09-AUG-2010 11:45	DUFFY, MICHAEL	COOR /INVESTIGATIONS	████	113 / -	-
PENDING ASSIGN TEAM	06-AUG-2010 19:28	DEAN, BRUCE	SUPERVISING INV COPA	████	113 / -	-

PENDING SUPERVISOR REVIEW	06-AUG-2010 19:26	DOUGLAS, KHYSTL	INTAKE AIDE	██████	/ -	-
PRELIMINARY	06-AUG-2010 19:24	DEAN, BRUCE	SUPERVISING INV COPA	██████	113 / -	-
PENDING SUPERVISOR REVIEW	06-AUG-2010 19:21	DOUGLAS, KHYSTL	INTAKE AIDE	██████	/ -	-
PRELIMINARY	06-AUG-2010 19:16	DEAN, BRUCE	SUPERVISING INV COPA	██████	113 / -	-
PENDING SUPERVISOR REVIEW	06-AUG-2010 18:54	DOUGLAS, KHYSTL	INTAKE AIDE	██████	/ -	-
PRELIMINARY	06-AUG-2010 18:28	DEAN, BRUCE	SUPERVISING INV COPA	██████	113 / -	-
PENDING SUPERVISOR REVIEW	06-AUG-2010 17:32	DOUGLAS, KHYSTL	INTAKE AIDE	██████	/ -	-
PRELIMINARY	06-AUG-2010 16:34	DOUGLAS, KHYSTL	INTAKE AIDE	██████	/ -	-

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Command Channel Reviewers

Accused Name	Sequence No.	Reviewer
DURAN, JOSE	1	PENA, MARIA
DURAN, JOSE	2	JOHNSON, EDDIE
CEJA, ANTHONY	1	WYSINGER, ALFONZA

row(s) 1 - 3 of 3

SUMMARY REPORT
CHICAGO POLICE DEPARTMENTLOG NO
1038683TYPE
INFODATE OF REPORT
29-OCT-2013**TO: CHIEF ADMINISTRATOR, INDEPENDENT POLICE REVIEW AUTHORITY**

FROM - INVESTIGATOR'S NAME	RANK	STAR NO	EMPLOYEE NO	UNIT ASSIGNED	UNIT DETAILED
WEBB, MAIRA	9182	112	██████	113	

REFERENCE NOS.(LIST ALL RELATED C.L., C.B., I.R., INVENTORY NOS., ETC., PERTINENT OF THIS INVESTIGATION)

INCIDENT ADDRESS: 2800 S. SPAULDING AVE, CHICAGO, IL 60623	DATE / TIME: 06-AUG-2010 16:08	BEAT: 1032
INCIDENT ADDRESS: 2500 S. SAWYER AVE, CHICAGO, IL 60623	DATE / TIME: 06-AUG-2010 16:08	BEAT: 1024

ACCUSED

NAME	RANK	STAR NO	EMP NO	UNIT ASSIGNED	UNIT DETAILED	SEX/RACE	DOB	APPOINTED DATE	ON DUTY	SWORN
UNKNOWN						/			YES	UNK
DURAN, JOSE L	9161	13930	██████	010		M / S	06-FEB-1977	██████ 2006	YES	YES
CEJA, ANTHONY L	9161	3161	██████	010		M / S	24-AUG-1983	██████ 2007	YES	YES

REPORTING PARTY

NAME	ADDRESS*	CITY STATE	TELEPHONE	SEX / RACE	DOB / AGE
██████	████████████████████ CHICAGO, IL		██████	M / WH	██████ 1983 / 28
WEBB, MAIRA	10 W. 35TH ST - 12 th FL.	CHICAGO, IL		F / BH	/

VICTIMS

NAME	ADDRESS*	CITY STATE	TELEPHONE	SEX / RACE	DOB / AGE
██████				M / WH	/

WITNESSES

NAME	ADDRESS*	CITY STATE	TELEPHONE	SEX / RACE	DOB / AGE
██████	████████████████████ CHICAGO, IL		██████	M / WH	██████ 1983 / 28

* IF CPD MEMBER, LIST RANK, STAR, EMPLOYEE NOS. IN ADDRESS, PAX/BELL IN TELEPHONE BOX.

ALLEGATIONS

** SEE LAST PAGE FOR INSTRUCTIONS FOR STATING ALLEGATIONS, AND COMPLETING THE REMAINDER OF THE SUMMARY REPORT.

See page 2

INSTRUCTIONS FOR THE SUMMARY REPORT

AFTER COMPLETING THE FORM, CONTINUE THE SUMMARY REPORT ON 8 1/2 x 11 INCH WHITE PAPER.

ALLEGATIONS

In narrative form, state how, when, where, and by whom the complaint was received. State the date, time, and location where the incident occurred, and summarize the complaint. If more than one allegation is made, enumerate each allegation as follows:

No. 1 (Summarize the allegation)

No. 2 (Summarize the allegation)

2. EVIDENCE

Number and attach all statements, reports, and other evidence gathered, on the lower right hand corner. The Complaint Log number must also be entered on the lower right hand corner of each attachment. Following are numbered (EXAMPLES ONLY).

Attachments:

- No. 1 Face Sheet - Yellow
- No. 2 Letter of complaint from victim
- No. 3 Statement of victim
- No. 4 Statement of witness (give name)
- No. 5 Report of member (give name)
- No. 6 Statement of member (give name)
- No. 7 Progress report of investigator (give name)
- No. 8 Copy of certified letter to reporting party
- No. 9 Copy of Alcoholic Influence Report (accused)
- No. 10 General Offense Case Report, R.D. _____
- No. 11 Signed Sworn Affidavit

3. INVESTIGATION

In narrative form, indicate the fact-finding processes followed and the information ascertained as a result of the investigation. Whenever reference is made to an attachment, indicate the attachment number.

4. FINDINGS

Each allegation must be classified as either of the following:
Unfounded - Exonerated - Not Sustained - Sustained - No Affidavit.

If the classification is "Sustained," indicate the rule number violated, the context of the rule, and how the rule was violated by the member.

Example: Allegation No. 1. Unfounded

Allegation No. 1. Sustained - Violation of Rule 12,

Failure to wear the uniform as prescribed, in that on 27 Feb 84 the accused was found to be wearing a non-prescribed short sleeve shirt.

Even though the original allegation(s) may be Unfounded, etc., the investigation may uncover a violation of serious nature unrelated to the original complaint, in which case disciplinary action should be recommended for the other violation.

Example: Allegation No. 1. Unfounded

Allegation No. 2. Not Sustained Other violation: Sustained-Violation of Rule 26, Failure to provide the Department with a current address and telephone number, in that the accused related in his statement that he had moved and obtained a new telephone number and he had failed to provide this information to the Department.

SUMMARY OF PREVIOUS DISCIPLINARY ACTIONS and RECORD OF PREVIOUS COMPLIMENTARY HISTORY
IN SUSTAINED CASES ONLY, copies of the accused member's Summary of Previous Disciplinary Actions and Record of Previous Complimentary History will be included as attachments to the final investigation report, Refer to the General Order entitled "Complaint and Disciplinary Procedures."

5. RECOMMENDATION FOR DISCIPLINARY ACTION

One (overall) recommendation for disciplinary action will be made by the investigator. The recommendation will be for all sustained findings; recommendations will not be made for each sustained allegation

Examples:

- 1. Violation noted, no disciplinary action warranted.
- 2. That the accused member be reprimanded.
- 3. That the accused member be suspended for days
- 4. That the accused member be separated from the Department.

6. DATE INITIATED: (Date complaint was received for investigation)

7. DATE COMPLETED: (Date of this report)

8. ELAPSED TIME: (Total time, expressed in days)

Investigator
Rank Name Star No. Unit

9. APPROVALS

The investigator will initiate the Command Channel Review form (CPD-44. 113-A) by completing the Investigator section.

ALLEGATIONS:

On 06 August 2010, the complainant, [REDACTED] telephoned the Independent Police Review Authority (IPRA) and registered this complaint with Intake Aide K. Douglas. The complainant alleged that on 06 August 2010, at approximately 1624 hours, while at 2800 S. Spaulding, and during the course of the victim's, [REDACTED], arrest, **Unknown Officers:**

- 1) Pushed the victim;
- 2) Struck the victim on the face, and
- 3) Threw the victim against a vehicle.

On 06 August 2010, during the same incident and while en-route to the location of incident, **Officer Jose Duran #13939 of Unit 010:**

- 1) Called unknown individuals of Mexican descent, "Fucking Brazers;"
- 2) Directed profanities; and
- 3) Engaged in conduct that brought discredit to the Department

It was also alleged that on the same date, during the same above incident and while en-route to the location of incident, **Officer Anthony Ceja #3161 of Unit 010:**

- 1) Directed inappropriate and derogatory language at a citizen;
- 2) Directed profanities; and
- 3) Engaged in conduct that brought discredit to the Department.

INVESTIGATION:

Numerous **attempts** via telephone calls, letters and personal visits were made to contact and interview the complainant, [REDACTED]. All attempts were met with negative results. (Atts. 4, 11-12, 15)

The complainant, [REDACTED] failed to cooperate with this investigation. [REDACTED] did not initially provide contact information for [REDACTED]. Numerous **attempts** were made to learn the identity of alleged victim, [REDACTED] and the accused officers. A name check search in the CLEAR and CHRIS systems for any arrest of a male Hispanic with the name of "[REDACTED]" and for the location of incident was conducted, but it was negative. A name check and a search of 10th District arrests involving a Hispanic male for the date, time and location was conducted with also negative results. No arrest reports, no contact cards and no other Department Reports were located regarding the alleged victim, [REDACTED] or for any arrest at the location that was provided by [REDACTED]. All attempts to identify the alleged victim and the accused officers were met with negative results. (Atts. 9, 11 – 13, 19 – 23)

A **canvass** of the location of incident was conducted but no witnesses were located. (Att. 11).

The **GPS Report** for the location of incident was obtained but no data relating to this incident was found and the only vehicle identified was Beat 1033. (Att. 14)

The **Attendance and Assignment Record** for the 10th District for the date of the incident was obtained. The A & A sheets documented that Beat 1033 was assigned to Officers Jose Duran #13930 and Anthony Ceja Jr. #3161. (Att. 18)

Obtained and reviewed the **in-car camera** for Beat 1033 assigned to Officers Jose Duran and Anthony Ceja Jr. The in-car camera showed that Officers Duran and Ceja responded to a call that involved a Hispanic male whose identity remains unknown. The in-car camera did not depict any physical mistreatment to the Hispanic male that was taken out of a police Tahoe and moved to another police vehicle. During the recording of the in-car camera, and while Officers Duran and Ceja were en-route to an assist call, Officer Duran made a derogatory comment about unknown citizens that were driving slowly, when he stated, "Fucking brazers." Further into the recording, Officer Ceja can be heard making the statement, "Move the fuck over," and "You fucking dumb bitch." Officer Ceja directed his comments to an unknown motorist who appeared to be blocking traffic and did not move fast enough for the officers. The identity of the motorist is unknown. (Att. 9, 27)

In a **statement** given at IPRA on 12 July 2011, **Officer Anthony Ceja #3161** stated that he and Officer Jose Duran were working together and assigned to Beat 1033. Officer Ceja stated that while en-route to an assist call near the location of 25th and Sawyer (and not 28th and Spaulding), his partner, Officer Duran used the phrase, "Fucking Brazers." Officer Ceja stated that he did not know why Officer Duran used that phrase, but it was a comment that was made regarding motorists that were driving slowly.

According to Officer Ceja, "Brazers" refers to individuals of Mexican descent who are immigrants. Officer Ceja stated that the phrase made by Officer Duran was not directed at anyone in particular. Officer Ceja admitted that it was he who stated, "Move the fuck over," and "You fucking dumb bitch." Officer Ceja stated that the comment that he made, "Move the fuck over," was made inside the vehicle and not directed at any motorist.

The video depicts that the vehicle that the comment was directed to moved to the side immediately after the comment was made by Officer Ceja. Officer Ceja stated that the motorist moved because the air horn, siren and emergency equipment were activated and not because of his comment. Officer Ceja also admitted that the second comment that he made, "You fucking dumb bitch," was not directed at the motorist that moved the vehicle that was in the path of the officers. Officer Ceja stated that the comment was made about the motorist inside the police vehicle to his partner. Officer Ceja admitted that his comments were not professional and that he has used profanities in the past. He further related that the comments that were heard in the on the in-car camera audio were made between him and Officer Duran and not directed to anyone in particular. (Atts. 38 - 39)

In a **statement** at IPRA on 12 July 2011, **Officer Jose Duran #13930** stated a similar account as Officer Ceja. Officer Duran admitted that he made the comment, "Fucking brazers," as he referred to individuals of Mexican descent that were driving slowly and did not move quickly when he and Officer Ceja had activated the emergency equipment and the siren. Officer Duran stated that the word "brazer" to him was not a derogatory term and he defined it as "Mexicans that come to America and normally do not speak English." Officer Duran stated that although it refers to Mexicans that do not speak English, he did not consider the term to be derogatory. Officer Duran also stated that when Officer Ceja yelled out, "Move the fuck over," he shouted out the comment because a person (motorist) stopped in front of them although they had their siren and emergency equipment activated. Officer Duran related that Officer Ceja used bad judgment and used bad language, but the comment was not directed toward anybody in particular or even the vehicle that was in front of them.

Officer Duran related that although there was a black SUV in front of their police vehicle that moved to the side as they were approaching, he did not know if the other motorist heard Officer Ceja or not. Officer Duran stated that there are times where profanities are used, to which he apologized, but he indicated that he and Officer Ceja may use the profanities among themselves. Officer Duran stated that he did not know the reason why Officer Ceja used profanities or why they were laughing after the comment was made in close proximity of an unknown motorist. Officer Duran apologized for the choice of words he used while responding to a call and stated that Officer Ceja was frustrated at the time and may have used the wrong choice of words. Officer Duran stated that Officer Ceja did not stick his head out of the vehicle nor did he direct the comments that were heard on the in-car camera audio to the motorist that was in front and then to the side of their vehicle. (Att. 43 - 45)

CONCLUSION:

The reporting investigator recommends that Allegations #1 - 3 against Unknown Officers that they pushed the victim [REDACTED] struck him on the face, and threw the victim against a vehicle be closed with a finding of **NO AFFIDAVIT**. Due to the lack of cooperation from the complainant, [REDACTED] who failed to provide a statement or the contact information for [REDACTED] the alleged victim, the R/I was not able to locate or identify the victim or the involved officers. Further, there is insufficient facts and evidence to identify the victim and the involved officers. No witnesses were located, and there are no Department Reports to identify the involved victim and/or accused officers. Without a Signed Affidavit, any other facts, evidence or witnesses, this investigation cannot proceed and should be closed.

The reporting investigator recommends that Allegation #1 against **Officer Jose Duran** that he made a derogatory comment be closed with a finding of **SUSTAINED**. The evidence to support the finding is the recording from an in-car camera of Officer Duran's police vehicle. The in-car camera recorded Officer Duran who admitted to the allegation that he stated, "Fucking Brazers," to unknown motorist that were driving too slow when he and Officer Ceja were en-route to an assist call. Officer Duran admitted that he made the comment and apologized for the choice of words that he used. Officer Ceja identified Officer Duran's voice in the recording and stated that Officer Duran was the person that made the derogatory comment. Officer Duran related that he did not direct the comment to anyone in particular, but admitted that he was referring to individuals of Mexican descent.

The reporting investigator recommends that Allegation #2 against **Officer Jose Duran** be closed with a finding of **UNFOUNDED**. The evidence to support this finding is the admission from Officer Ceja that he was the officer that made the comments and used profanities against an unknown motorist which were recorded in the in-car camera of their police vehicle. Furthermore, Officer Duran identified Officer Ceja as the voice in the in-car camera recording that used profanities.

The reporting investigator recommends that Allegation #3 against **Officer Jose Duran** that he brought discredit to the Department be closed with a finding of **SUSTAINED**. Officer Duran's overall action where he directed a derogatory comment at unknown individuals of Mexican decent brought discredit to the department and was captured in the in-car camera recording. Officer Duran admitted that he made the statement and Officer Ceja identified Officer Duran's voice from the in-car camera recording.

The reporting investigator recommends that Allegation #1 against **Officer Anthony Ceja Jr.** that he directed a derogatory comment be closed with a finding of **UNFOUNDED**. Officer Ceja identified Officer Duran's voice in the in-car camera and voice recording as the officer that committed the allegation and made the comment. Furthermore, Officer Duran admitted that it was he who stated, "Fucking Brazers," and not Officer Ceja.

The reporting investigator recommends that Allegation #2 against **Officer Anthony Ceja Jr.** be closed with a finding of **SUSTAINED**. Officer Ceja admitted that it was his voice in the in-car camera and voice recording. Officer Ceja denied directing the comments at the motorist that was in front of their squad car, but the video clearly shows that the motorist immediately

moved out of the officers' way when Officer Ceja stated, "Move the fuck over." Officer Duran identified Officer Ceja's voice on the audio recording and explained that Officer Ceja was frustrated at the time and used the wrong choice of words. Officer Duran stated that he and Officer Ceja have used profanities in the past and apologized for their choice of language that they used, but indicated that no profanities were directed at anyone in particular and that they were talking among themselves.

The reporting investigator recommends that Allegation #3 against **Officer Anthony Ceja Jr.** that he brought discredit to the Department be closed with a finding of **SUSTAINED**. Officer Ceja's overall action where he directed profanities at unknown individual(s) brought discredit to the department and was captured in the in-car camera recording. Officer Ceja admitted that he made the statement, "Move the fuck over," and "You dumb bitch." Officer Duran identified Officer Ceja's voice from the in-car camera recording and indicated that Officer Ceja was frustrated at the time the comment was made.

FINDINGS**ACCUSED #1: UNKNOWN****ALLEGATIONS #1 -3: NO AFFIDAVIT****ACCUSED #2: PO JOSE DURAN #13930, UNIT 010**

ALLEGATION #1: **SUSTAINED** – Violation of Rule 8, “Disrespect to or maltreatment of any person, while on or off duty,” in that on 06 August 2010, while en-route to a call at or near 2500 S. Sawyer or 2800 S. Spaulding, Accused, Officer Jose Duran #13930, Unit 010, while on-duty disrespected and maltreated individual(s) of Mexican descent when he directed a derogatory comment by stating, “Fucking Brazers.”

ALLEGATION #2: UNFOUNDED

ALLEGATION #3: **SUSTAINED** – Violation of Rule 2, “Any action or conduct which impedes the Department’s efforts to achieve its policy and goals or brings discredit upon the Department,” in that on 06 August 2010, while en-route to an assist call in the vicinity of 2500 S. Sawyer or 2800 S. Spaulding, Accused, Officer Jose Duran #13930, Unit 010, while on-duty brought discredit to the Department in that he used derogatory language about unknown citizen(s) of Mexican descent by stating, “Fucking Brazers.”

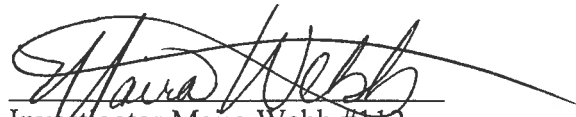
ACCUSED #3:**PO ANTHONY CEJA, #3161, UNIT 010****ALLEGATION #1:****UNFOUNDED****ALLEGATION #2:**

SUSTAINED – Violation of Rule 8, “Disrespect to or maltreatment of any person, while on or off duty,” in that on 06 August 2010, while en-route to an assist call in the vicinity of 2500 S. Sawyer or 2800 S. Spaulding, Accused, Officer Anthony Ceja #3161, Unit 010, while on-duty disrespected and maltreated a citizen when he used and directed profanities at an unknown motorist while responding to an assist call and stated, “Move the fuck over, you fucking dumb bitch.”

ALLEGATION #3:

SUSTAINED – Violation of Rule 2, “Any action or conduct which impedes the Department’s efforts to achieve its policy and goals or brings discredit upon the Department,” in that on 06 August 2010, while en-route to an assist call in the vicinity of 2500 S. Sawyer or 2800 S. Spaulding, Accused, Officer Anthony Ceja #3161, Unit 010, while on-duty brought discredit to the Department when he disrespected and maltreated a citizen when he used and directed profanities at an unknown motorist by stating, “Move the fuck over, you fucking dumb bitch.”

(Signature Page)


Investigator Maira Webb #112

APPROVED:


IPRA Supervisor Mark Hitt #21